

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MERCK & CO., INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 07-229
)	
RANBAXY INC., and RANBAXY)	
LABORATORIES LIMITED,)	
)	
Defendants.)	
_____)	

DECLARATION OF MAILING

James W. Parrett, Jr. declares as follows:

1. I am an associate at the law firm of Morris, Nichols, Arsht & Tunnell LLP, counsel to plaintiff in this action.

2. Defendant Ranbaxy Laboratories Limited is a corporation organized and existing under the laws of India, having its principal place of business at Plot No. 90, Sector 32, Gurgaon-122 001, Haryana, India

3. The Summons and Complaint in this action were served on defendant Ranbaxy Laboratories Limited on May 1, 2007, pursuant to 10 *Del. C.* § 3104, by hand delivery to the Delaware Secretary of State, together with the statutory fee of \$2.00. A copy of the Summons, showing the service on the Secretary of State, was filed with the Court on May 1, 2007.

4. On May 1, 2007, copies of the Summons and Complaint were sent by registered mail to Ranbaxy Laboratories Limited, Plot 90, Sector 32, Gurgaon-122 001 Haryana, India, together with a notice stating that the service of the originals of such process had been made upon the Delaware Secretary of State, and that under 10 *Del. C.* § 3104, such service is as

effectual to all intents and purposes as if it had been made upon Ranbaxy Laboratories Limited personally within this state. *See* Exhibit A.

5. The registered mail return receipt that I received on July 20, 2007, shows that Ranbaxy Laboratories Limited received and accepted the Summons, Complaint and notice. *See* Exhibit B.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ James W. Parrett, Jr.

James W. Parrett, Jr. (#4292)

EXHIBIT A

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

1201 NORTH MARKET STREET
P.O. Box 1347
WILMINGTON, DELAWARE 19899-1347
302 658 9200
302 658 3989 FAX

JAMES W. PARRETT, JR.
302 351 9678
302 425 3083 FAX
jparrett@mnat.com

May 1, 2007

REGISTERED MAIL
RETURN RECEIPT REQUESTED

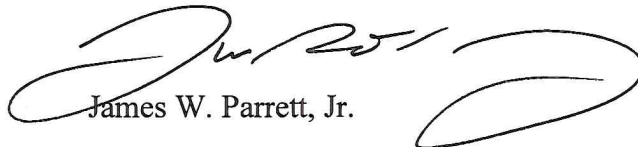
Ranbaxy Laboratories Limited
Plot 90, Sector 32
Gurgaon -122001 (Haryana), INDIA

Re: Service of Process – *Merck & Co., Inc. v. Ranbaxy Inc.*
and Ranbaxy Laboratories Limited; C.A. No. 07-229

To whom it may concern:


Enclosed are copies of the Summons, Complaint for Patent Infringement against Ranbaxy Laboratories Limited, and Notice of Availability of a United States Magistrate Judge in this action, which were served on the Delaware Secretary of State on May 1, 2007, pursuant to 10 Del. C. § 3104(d). Under 10 Del. C. § 3104(d), such service is as effectual for all intents and purposes as if it had been made upon Ranbaxy Laboratories Limited within the State of Delaware.

Sincerely,



James W. Parrett, Jr.

JWP/dam
Enclosures
811393

Registered No. RA 122 310 885 US		Date Stamp 	
To Be Completed By Post Office	Reg. Fee \$ 7.90	Special Delivery \$	
	Handling Charge \$	Return Receipt \$ 1.85	
	Postage \$ 8.05	Restricted Delivery \$	
	Received by LS		
Customer Must Declare Full Value \$		<input type="checkbox"/> With Postal Insurance	Domestic Insurance Is Limited To \$25,000; International Indemnity Is Limited (See Reverse)
		<input type="checkbox"/> Without Postal Insurance	
To Be Completed By Customer (Please Print) All Entries Must Be in Ballpoint or Typed	FROM	James W. Parrett, Jr.	
		Morris, Nichols, Arsh + Tunnell LLP	
		1201 N. Market Street	
	TO	Wilmington DE 19801	
		Ranbaxy Laboratories Limited	
		Plot 90, Sector 32	
Gurgaon - 122001 (Haryana)			
INDIA			

PS Form **3806**, **Receipt for Registered Mail** (Customer Copy)
June 2000 (See Information on Reverse)

EXHIBIT B

POSTAL SERVICE OF THE UNITED STATES OF AMERICA
Administration des Postes des Etats-Unis d'Amérique

PAR AVION

C5
Postmark of the office returning the receipt
Timbre du bureau renvoyant l'avis

POSTAL SERVICE
Service des postes

To be returned by the quickest route (air or surface mail), à découvert and postage free.

RETURN RECEIPT
Avis de réception

To be filled out by the sender, who will indicate his address for the return of this receipt.
A remplir par l'expéditeur, qui indiquera son adresse pour le renvoi du présent avis.

Name or firm
Nom ou raison sociale
James W. Parrett, Jr.
Morris Nichols Anht + Tunnell LLP

Street and No.
Rue et no.
1201 N. Market Street

City, State and ZIP Code
Lieu et Pays
Wilmington DE 19801

PS Form 2865
Mar. 1985

UNITED STATES OF AMERICA
Etats-Unis d'Amérique
198011147-55 C018

To be filled out by the office of origin.
A remplir par le bureau d'origine.

Registered article
Envoi recommandé

☒ Letter
Lettre

☐ Printed Matter
Imprimé

☐ Other
Autre

☐ Express Mail
International

☐ Insured parcel
C'lis avec valeur déclarée

Insured Value Valeur déclarée

Article No.
RA 122 310 885 US

Office of mailing Bureau or depot

Date of posting Date de depot
5-1-07

Addressee (Name or firm)
Nom ou raison sociale du destinataire
Ranbaxy Laboratories Limited

Street and No.
Rue et No.
Plot 90, Sector 32

Place and country
Lieu et Pays
-122001 (Haryana) INDIA

To be completed at destination.
A compléter à destination.

This receipt is signed by the addressee or by a person authorized to do so by virtue of the regulations of the country of destination, or, if those regulations so provide, by the employee of the office of destination, and returned by the first mail directly to the sender.
Cet avis doit être signé par le destinataire ou par une personne y autorisée en vertu des règlements du pays de destination, ou, si ces règlements le comportent, par l'agent du bureau de destination, et renvoyé par le premier courrier directement à l'expéditeur.

The article mentioned above was duly delivered.
L'envoi mentionné ci-dessus a été dorénavant livré.

Signature of the addressee
Signature du destinataire

Signature of the employee of the office of destination
Signature de l'agent du bureau de destination

Date
5-1-07

Postmark of the office of destination
Timbre du bureau de destination
INDIA LIMITED
5-1-07